

Introduced by: Mayor  
Date: 11/21/00  
Action: Postponed Until 12/12/00  
Action: Adopted as Amended  
Date: 12/12/00  
Vote: 7 Yes, 0 No, 2 Absent

**KENAI PENINSULA BOROUGH  
RESOLUTION 2000-106**

**A RESOLUTION PROVIDING FOR THE RELINQUISHMENT OF CERTAIN LAND  
AND NOMINATION OF OTHER LAND FOR CONVEYANCE FROM THE STATE OF  
ALASKA TO THE BOROUGH PURSUANT TO THE MUNICIPAL ENTITLEMENT  
ACT IN ALASKA STATUTES CHAPTER 29.65**

**WHEREAS,** the Borough is eligible to select additional vacant and unappropriated State land for conveyance from the State of Alaska pursuant to the Municipal Land Entitlement Act, AS 29.65.010 through AS 29.65.140; and

**WHEREAS,** certain land previously selected is affirmed and prior relinquishments were filed for land no longer available or that became inaccessible due to conveyances to third parties; and

**WHEREAS,** certain land previously nominated by the borough has been identified as undesirable for Borough selection; and

**WHEREAS,** certain land has been identified as desirable for nomination as Borough selection; and

**WHEREAS,** the Borough Planning Commission recommended at its November 13, 2000 meeting that the land described in Section 1 of this resolution be relinquished by the Borough and not requested for conveyance from the State of Alaska as part of its entitlement under the Municipal Entitlement Act; and

**WHEREAS,** as part of the settlement agreement of the appeal of the Kenai Area Plan, the State agreed to expeditiously consider a prioritized list of 42,000 acres of borough land selections, of which these selections would form a part; and

**WHEREAS,** the Borough expected a final determination of key state unit land as a condition of compromise and settlement of the dispute concerning the Kenai Area Plan; and

**WHEREAS,** the Borough Planning Commission recommended at its November 13, 2000 meeting that land described in Section 3 of this resolution be selected by the Borough for conveyance from the State of Alaska as part of its entitlement under the Municipal Entitlement Act;

**NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:**

**SECTION 1.** That the following described land shall be relinquished from the nomination for conveyance to the Borough by the State of Alaska pursuant to the Borough's entitlement under the Municipal Entitlement Act:

**T1N, R1W, SM**

**Section 36: NW1/4NW1/4**

**(Application ADL 201271 containing 40 acres)**

**T6N, R12W, SM**

**Section 23: E1/2NE1/4NE1/4NW1/4, Lot 9 EPF 58-7**

**(Application ADL 39309 containing 10.133 ac., also known as the East portion of State Unit 300)**

**T5S, R14W, SM**

**Section 30: SE1/4SE1/4NE1/4, NW1/4SE1/4NE1/4, S1/2NW1/4NE1/4, N1/2SW1/4NE1/4, SW1/4SW1/4NE1/4**

**(Part of Application ADL 55746 containing 52.5 acres; also known as part of State Unit 244)**

**T1N, R1E, SM**

**Section 6: All land East of Bear Lake**

**Section 7: Lot 1 North of Creek, E1/2NE1/4 North of Creek, SW1/4NE1/4 North of Creek**

**(A part of Application ADL 201305 containing 89 ac., also known as a part of State Unit 368)**

**T9N, R10W, SM**

**Section 36: All Northerly from ASLS 81-73**

**(A portion of Application ADL 206352 containing 119 ac.+/- Also known as State Unit 164A)**

**T11N, R12W, SM**

**Section 19: SW1/4, S1/2SE1/4**

**Section 30: All**

**(A part of Application ADL 206353 containing 712 ac., also known as State Unit 302B)**

**T4N, R17W, SM**

**Sections 19, 29-33: Tract A**

**T4N, R18W, SM**

**Sections 1-3, 10-15, 22-27, 34-36: Tract A, USS 4513**

**T5N, R17W, SM**

**Sections 6, W1/2 of 7, 18, 19, 30, 31**

**(Application ADL 214885 containing 15662 ac., also known as State Units 121 A-D)**

**T1N, R13W, SM**

**Section 23: Lot 1**

**(DNR UNIT 51B selected in 1999 containing 39.08 ac.)**

**T3N, R11W, SM**

**Section 29: E1/2NW1/4NW1/4NW1/4**

**(DNR UNIT 101 selected in 1999 containing 5 ac.)**

**T3N, R11W, SM**

**Section 29: E1/2NW1/4**

**(DNR UNIT 102 selected in 1999 containing 80 ac.)**

**T3N, R11W, SM**

**Section 29: W1/2NW1/4SE1/4**

**(Part of DNR UNIT 103 selected in 1999 containing 20 ac.)**

**T2N, R12W, SM**

**Section 9: S1/2SE1/4, S1/2NE1/4SE1/4**

**(Part of DNR Unit 110 Selected in 1999 100 ac)**

**T8N, R10W, SM**

**Section 10: E1/2S1/4**

**Section 11: Lot 1, Lots 3-6, E1/2NE1/4, W1/2SW1/4, SE1/4SW1/4, SE1/4**

**(Part of DNR Unit 165B Selected in 1999)**

**T6S, R13W, SM**

**Section 18: SW1/4NE1/4**

**(Part of DNR UNIT 228 selected in 1999 containing 5 ac.)**

**T4S, R11W, SM**

**Section 33: W1/2W1/2E1/2 South of East End Road**

**DNR Unit 270E Selected in 1999 containing 20 acres**

**T4S, R11W, SM**

**Section 26: Lot 3**

**Section 27: Lot 2**

**Section 34: Lot 1**

**DNR Unit 278 Selected in 1999 containing 10 ac**

**T2N, R1E, SM**

**Section 6:W1/2**

**Section 7: W1/2**

**Section 18:W1/2**

**DNR Unit 377 Selected in 1999 containing 960 ac**

**SECTION 2.** That this action does not preclude or prevent future selection of the same land by the borough in the future,

**SECTION 3.** That the following described land is hereby nominated for conveyance to the Borough from the State of Alaska pursuant to the Borough's entitlement under the Municipal Entitlement Act:

T2N, R11W, SM

Section 7: SW1/4SE1/4  
**40 ac**

DNR State Unit **41**

T2N, R11W, SM

Section 18: N1/2NW1/4, NW1/4NE1/4  
**115 ac**

DNR State Unit **42**

T3N, R11W, SM

Section 6: E1/2 Government Lot 1

Section 7: Lot 8, NE1/4NE1/4, E1/2SE1/4NE1/4, NE1/4SE1/4, SW1/4SE1/4  
**180 ac**

DNR State Unit **43**

T1S, R11W, SM

Section: 9

Section: 10

Section: 14

Section: 15

Section: 16

Section: 17

Section: 18

**4480 ac**

DNR State Unit **45A**

T2S, R13W, SM

Section 8: E1/2SE1/4SE1/4, E1/2W1/2SW1/4SW1/4 South of Ninilchik Road, SE1/4SW1/4SW1/4 South of Ninilchik Road, SW1/4SE1/4SW1/4 South of Ninilchik Road

**35.5 ac.**

DNR State Unit **46**

T2N, R12W

Section 33: E1/2NW1/4

**80 ac**

DNR State Unit **56A**

T1N, R13W

Section 34: Lots 2, 3, 5-8

**13 ac.**

DNR State Unit **59A**

T1N, R13W

Section 34: E1/2SE1/4, SE1/4NE1/4

**120 ac**

DNR State Unit **60**

T1N, R13W

Section 34: E1/2SW1/4SE1/4

T1S, R13W

Section 3: N1/2NE1/4NW1/4, NE1/4NW1/4NW1/4

Section 4: NE1/4NE1/4NE1/4, S1/2SW1/4SW1/4, SE1/4SW1/4 excluding ADL 200641

Section 7: SE1/4SE1/4

Section 20: SW1/4SW1/4, S1/2SE1/4NW1/4, NE1/4SE1/4NW1/4

**220 ac**

DNR State Unit **62**

T4N, R11W

Section 13: SE1/4

**160 ac**

DNR State Unit **73**

T3N, R11W

Section 21: SE1/4SE1/4

**40 ac**

DNR State Unit **97B**

T3N, R12W

Section 33: That portion of NE1/4SW1/4 east of Coho Loop Road

**27.18 ac**

DNR State Unit **104B**

T3N, R12W

Section 33: S1/2 of Lot 1A

**13.5 ac**

DNR State Unit **104C**

T2N, R12W

Section 1: OSL 589

**10 ac**

DNR State Unit **106G**

T5N, R15W

Section 20: SE1/4, S1/2NE1/4

Section 21: SW1/4

**400 ac**

DNR State Unit **109**

T5N, R15W

Section 33: SW1/4, W1/2SE1/4, S1/2NW1/4, excluding Packers Lake

T4N, R15W

Section 5: All excluding W1/2SW1/4 and Packers Lake

Section 8: NE1/4NW1/4 excluding USS 4759, N1/2NE1/4 excluding USS 4759 & Packers Lake, S1/2N1/2 excluding USS4759, ASLS740010 & Packers Lake, SE1/4

Section 9: All excluding USS 4759, USS 3451, & USS 4760

Section 16: All excluding USS 4760 & USS 3448

Section 19: All excluding N1/2N1/2

Section 30: NW1/4NW1/4

T4N, R16W

Section 24: All excluding NE1/4NE1/4

Section 25: N1/2N1/2

**1302 ac**

DNR State Units **120B & C**

T5N, R11W

Section 5: NE1/4, OSL 594

**1.8 ac**

DNR State Unit **148**

T6N, R17W

Section 24: All excluding EPF 620023

Section 25: All excluding EPF 620023

Section 26: S1/2

Section 35: All excluding Redoubt Bay

Section 36: All excluding Redoubt Bay

**1980 ac**

Part of State Unit **157**

T9N, R14W

Section 7: SE1/4

Section 18: E1/2

T9N, R15W

Section 1: E1/2

Section 12: E1/2

Section 13: E1/2

Section 24: NE1/4

T10N, R15W

Sections: 13, 24, 25, & 26

**3598 ac**

DNR State Unit **169**

T9N, R15W

Section 5: NE1/4

**160 ac**

DNR State Unit **171B**

T13N, R10W

Section 12: E1/2NE1/4NW1/4SE1/4 & NW1/4NE1/4SE1/4 excluding ASLS 74-148 and Beluga River

**12 ac**

DNR State Unit **178B**

T2N, R12W

Section 10: A portion of S1/2SE1/4 lying west of W. Coho Loop Road

**30 ac**

DNR State Unit **182B**

T2N, R12W

Section 32: NE1/4SW1/4

**40 ac**

DNR State Unit **182 C**

T2N, R12W

Section 32: SE1/4

**160 ac**

DNR State Unit **182D**

T8N, R11W

Section 20: S1/2NE1/4, SE1/4NW1/4

**120 ac**

DNR State Unit **194**

T5S, R10W

Section 17: N1/2NE1/4

Section 20: E1/2W1/2 excluding USS 4727 & 1773

Section 30: N1/2NW1/4 excluding ASLS 75-64, USS 3356, USS 4728, ASLS 79-2, ASLS 85-225  
Mariners Tract Subdivision as Amended: Tract E, Lot 3 of Block 2, Lot 2 of Block 6, Lot 10 of  
Block 5, Tract A, Lot 4 of Block 1

Alaska State Land Survey 88-95: Tract 3A-2

Alaska State Land Survey 77-183: Lot 10

**243 ac**

DNR State Unit **197A**

T5S, R10W

Section 17: Lots 1A - 1L

**80 ac**

DNR State Unit **198**

T5S, R13W

Section 34: NE1/4NE1/4

**40 ac**

DNR State Unit **200B**

T8S, R14W

Sections 14 & 23: ASLS 77-82 Tract A (OSL 747)

**4.86 ac**

DNR State Unit **202**

T5S, R14W

Section 30: E1/2SE1/4SE1/4SE1/4

**5 ac**

DNR State Unit **226**

T5S, R14W

Section 30: N1/2NW1/4NE1/4NW1/4, NW1/4NW1/4, S1/2NW1/4, E1/2SW1/4, SW1/4SE1/4  
excluding NE1/4NE1/4SW1/4SE1/4, SE1/4SE1/4 excluding NW1/4NW1/4SE1/4SE1/4 and  
W1/2SE1/4SE1/4SE1/4, N1/2NW1/4NE1/4NW1/4

T5S, R15W

Section 24: NW1/4SE1/4NE1/4, E1/2NE1/4SW1/4, NW1/4SE1/4, W1/2NE1/4SE1/4 excluding

NE1/4NW1/4NE1/4SE1/4

Section 14: NE1/4SE1/4, W1/2SW1/4, W1/2NW1/4SW1/4SE1/4, NW1/4NE1/4SW1/4SE1/4

Section 23: S1/2NE1/4, S1/2NW1/4NE1/4, E1/2NE1/4NW1/4NE1/4, S1/2NW1/4, NW1/4NW1/4, S1/2NE1/4NW1/4

**595 ac**

**DNR State Unit 237**

T5S, R15W

Section 24: N1/2NW1/4

**80 ac**

**DNR State Unit 241**

T5S, R14W

Section 20: NW1/4NW1/4, SE1/4NW1/4, N1/2SW1/4NW1/4

Section 19: E1/2NE1/4NE1/4, NE1/4SE1/4NE1/4

**150 ac**

**DNR State Unit 247B**

T5S, R15W

Section 24: NW1/4NE1/4NE1/4

**10 ac**

**DNR State Unit 253B**

T5S, R15W

Section 13: A portion of Tract A of ASLS 95-38 southwest of Sterling Highway

**11 ac**

**DNR State Unit 254C**

T5S, R15W

Section 13: W1/2SW1/4NW1/4, S1/2NW1/4NW1/4, NW1/4NW1/4SW1/4

**50 ac**

**DNR State Unit 256**

T4S, R11W

Section 11: SE1/4SE1/4

Section 12: SE1/4SE1/4

Section 13: NE1/4NE1/4

Section 14: NE1/4NE1/4, W1/2E1/2, E1/2NW1/4

Section 23: N1/2SW1/4 excluding ASLS 77-67, NE1/4NW1/4

**520 ac**

**DNR State Unit 271B**

T4S, R11W

Section 22: N1/2NE1/4SW1/4

**20 ac**

**DNR State Unit 275**

T4S, R11W

Section 14: SW1/4 excluding Eagle Lake

Section 15: SE1/4

**160 ac**

**DNR State Unit 276 A**



T4S, R11W

Section 22: NE1/4NE1/4

**40 ac**

DNR State Unit **276 B**

T 8N, R1W

Section 15: That portion 150 feet North of the DOTPF 13-acres site and 200 feet West of Six-mile Creek and 550 feet East of the Hope Highway

**51 ac**

DNR Unit **281B**

T 8N, R1W

Section 15: SW1/4SE1/4

Section 22: SW1/4NW1/4NE1/4, NE1/4NE1/4, E1/2NW1/4NE1/4

**110 ac**

DNR State Unit **281 D**

10N, R2W

Section 27: E1/2 (NFCG 54) excluding USS 3930, USS 4979 and Municipal Entitlement selections ADL 201302

**160 ac**

DNR State Unit **286**

T 9N, R2W

Section 3: SW1/4 except USS 2761 and application ADL 201302

Section 9: All State land East of USS 2642

Section 10: NW1/4 except USS 2761

**300 ac**

DNR State Unit **287A**

10N, R2W

Section 33: SE1/4 excluding USS 1093

T 9N, R2W

Section 4: W1/2SE1/2 except USS2761

Section 9: NE1/4 except USS 2761 and except USS 2642

**292 ac**

DNR State Unit **287B**

T11N, R16W

Section 6: N1/2

T12N, R16W

Section 31: South ½

**640 ac**

Part of DNR State Unit **306**

T 13 N, R20W

Section12: S1/2 and S1/2NW1/4 excluding Chilligan River

Section 13: All excluding Chilligan River and Chakachamna Lake

Section 24: All excluding Chakachamna Lake

T13N, R 19W

Section 7: SW1/4 South of Chilligan River

Section 18: All excluding Chakachamna Lake

Section 19: All excluding Chakachamna Lake  
**1237 ac**

Part of DNR State Unit **308**

T4S, R14W

Section 29: S1/2NW1/4NW1/4, NE1/4NW1/4, N1/2NW1/4NE1/4, SW1/4NW1/4NE1/4  
**90 ac**

Part of DNR State Unit **314**

T3S, R14W

Section 17: S1/2NE1/4, S1/2  
Section 20: NE1/4  
Section 19: SW1/4NE1/4, E1/2NE1/4  
**680 ac**

DNR State Unit **321**

T5S, R14W

Section 7: SE1/4SW1/4

T4S, R14W

Section 31: N1/2NE1/4, NE1/4NW1/4, W1/2SW1/4SW1/4

T5S, R15W

Section 1: E1/2NW1/4NW1/4  
Section 12: NE1/4NW1/4, E1/2SE1/4NW1/4  
**160 ac**

Parts of DNR State Units **333B&C**

T5S, R15W

Section 4: N1/2E1/2SW1/4SE1/4NW1/4  
**2.5 ac**

DNR State Unit **337A**

T5S, R15W

Section 2: E1/2NW1/4, NE1/4SW1/4, NW1/4SE1/4  
**160 ac**

Part of State Unit **338**

T4N, R2W

Section 19: S1/2SW1/4, NW1/4SW1/4  
Section 30: W1/2, W1/2SE1/4  
Section 31: W1/2

T4N, R3W

Section 13: SW1/4SE1/4  
Section 24: E1/2  
Section 25: E1/2, E1/2W1/2  
**1612 ac**

State Unit **389**

T5N, R4W

Section 36: S1/2, S1/2N1/2 South of the Sterling Highway  
**400 ac**

State Unit **394B**

T5N, R4W

Section 25: W1/2NW1/4, NW1/4SW1/4

Section 26: N1/2, N1/2S1/2

Section 27: N1/2, N1/2S1/2

**1080 ac**

State Unit **395**

T5N, R2W

Section 16: State Material Site

**120 ac**

State Unit **408A**

T5N, R2W

Section 10: S1/2, NE1/4

Section 11: NW1/4

Section 15: That portion North of the Highway in NE1/4NE1/4, NW1/4NE1/4, N1/2NW1/4

Section 16: the north part of N1/2NE1/4 defined by a Northwesterly diagonal

**800 ac**

State Unit **408C**

T6N, R2W

Section 24: Lots 1, 2, & 3, N1/2NE1/4, SW1/4NE1/3, E1/2SE1/4SW1/4, NW1/4SW1/4SE1/4

North of the Seward Highway

**320 ac**

State Unit **409 B**

T6N, R1W

Section 5: State land within NW1/4, SW1/4NE1/4, NW1/4SE1/4, NW1/4SE1/4

**170 ac**

Portion of State Unit **410 G**

T7N, R1W

Section 32: Lot 1 East of Power Project 100 2170

**340 ac**

State Unit **410 F & part of 410 C**

T7N, R1W

Section 28: Lots 1 & 2, S1/2NW1/4 excluding ASLS 970053 & W1/2SW1/4

Section 29: Lot 1

Section 32: NFCG 195 TAO in W1/2SW1/4

**200 ac**

Part of State Units **410 C & D**

T5N, R11W

Section 2: W1/2NW1/4NW1/4

**20 ac**

State Unit **443**

T5N, R11W

Section 25: S1/2NW1/4

Section 26: NE1/4

**240 ac**

State Unit **444**

T7S, R11W

Section 6: That portion of Ismailof Island lying East and Northeast of ASLS 78-109 and West of ASLS 78-7

2 ac

State Unit 472

T5N, R11W

Section 19: SE1/4NE1/4

40 ac

State Unit 478

T5N, R10W

Section 27: W1/2SE1/4NE1/4

18 ac

State Unit 483

**SECTION 4.** That this is a good faith effort of the borough to finalize the municipal entitlement and conditions the continuing effort on immediate action by the State of Alaska to immediately prioritize and convey to the borough State Units 188 and 395.

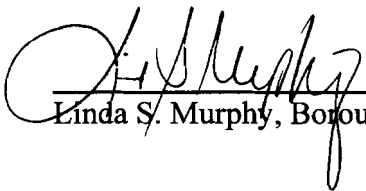
**SECTION 5.** That the Borough Mayor is authorized to execute any documents necessary to effectuate this resolution.

**SECTION 6.** That this resolution takes effect immediately upon its adoption.

**ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 12TH DAY OF DECEMBER, 2000.**

  
\_\_\_\_\_  
Timothy Navarre, Assembly President

ATTEST:

  
\_\_\_\_\_  
Linda S. Murphy, Borough Clerk

